GOVERNMENT OF ANDHRAPRADESH
ABSTRACT

Public Servants – Prohibition & Excise Department – Allegation of Criminal Misconduct against Sri G.Ramesh Babu, P&E Inspector for his involvement in the liquor syndicate case pertaining to Visakhapatnam District - Case of Sri. G. Ramesh Babu, P&E Inspector, and other officials entrusted to Tribunal for Disciplinary Proceedings – Sri G.Ramesh Babu, P&E Inspector (Retired on 30.05.2020) filed W.P.No.16882 of 2021 challenging the charge memo issued by the TDP in TEC No.358 of 2013, dated 30.08.2018 before the Hon'ble High Court - TDP repealed – Case entrusted to CoI – Hon'ble High Court prescribed time to complete the inquiry against him - Inquiry not completed within time-frame - Charge against Sri G.RameshBabu, P&E Inspector (Retired) deemed to be quashed – Further action dropped – Orders - Issued.

REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.Rt.No. 537 Dated: 06-08-2024

Read the following:

1. From the D.G., ACB, Lr.C.No.69/RCO-WSP/2012 dated 12.11.2012 (Cr.No.5/RCO-ACB-VSP/2012).
2. Govt. Memo.No.51872/Vig.V(2)/2012-1, dated:16.01.2013.
3. Tribunal for Disciplinary Proceedings Charge Memo in TEC No.358/2013 Dated 30.08.2018.
4. Hon'ble High Court orders dated 24.02.2023 in W.P.No.16882 of 2021 filed by Sri G. Ramesh Babu, Retd. P&EI.,
5. Act 29 of 2022 to repeal the Andhra Pradesh Civil Services (Disciplinary Proceeding Tribunal) Act, 1960 and to provide for matters connected therewith or incidental thereto published in A.P.Gazettee, Part-IV-B Extraordinary No.29, Amaravati, dt.22.12.2022.
6. G.O.Ms.No.98 GA (Ser.E) Dept, dtd 18.08.2023.
7. G.O.Rt.No.378 and 379 Rev (Vig.IV) Dept, dtd 18.04.2023.
8. From GA (CoI-JS) DeptU.O.Note No.129/COI-JS-2023, dtd 10.07.2023.
9. Govt.U.O.Note No.51872/Vig.V(2)/2012-Part(1), Rev (Vig.IV) Dept, dtd 27.09.2023.
10. Contempt Case No CC 50/2024 in WP No.16882 of 2021 filed by Sri G. Ramesh Babu, Retd. Retired P&EI.
11. Govt. Memo.No.51872/Vig.V(2)/2012-Part (1), dtd 01.02.2024.

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ORDER:

In the reference 1st read above, the Director General, Anti-Corruption Bureau has furnished final report on certain allegations against Prohibition & Excise Officers involved in liquor syndicate case pertaining to Visakhapatnam including Sri G. Ramesh Babu, P&E Inspector. While he was working as Excise Inspector, Pendurthy involved in liquor syndicate case as A.O.12 along with other Prohibition & Excise officials in crime No.5/RCO-VSP/2012. The Director General, Anti-Corruption Bureau has recommended for placing him on his defence before Tribunal for Disciplinary Proceedings among others.

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2. In the reference 2nd read above, Government was placed Sri G.RameshBabu, P&E Inspector on his defence before TDP among others and the TDP has issued Charges against Sri G.Ramesh Babu, P&E Inspector vide reference 3rd read above. As he was retired on 30.05.2020, the Government was sanctioned 75% of Provisional Pension.

3. Whereas Sri G. Ramesh Babu, Retd. P&E Inspector was filed W.P.No.16882 of 2021 before the Hon'ble High Court challenging the charge memo and prayed for his pensionary benefits.

4. In the reference 5th & 6th read above, the Government repealed the TDP and the cases pending before the Tribunal were transferred to the COI. The above case of Sri G.RameshBabu, P&E Inspector (Retd.), along with other P&E Officials has been allocated/Entrusted to Sri J.Satyanarayana, IPS (Retd.), Member, COI for inquiry.

5. In the reference read above, the Hon'ble High Court in its orders dated 24.02.2023 in W.P.No.16882 of 2021 while disposing the above W.P. has passed the following orders (operative portion):

> "In the case on hand, the alleged incident took place around 2011-2012 and the case was registered as Tribunal Enquiry Case No.358 of 2013 and charge was framed in the year 2018. The Tribunal for Disciplinary Proceedings was abolished in the year 2022. There was no progress in the enquiry till abolition of the Tribunal and now the file is transferred to the COI.
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> Considering the facts and circumstances of the case and in view of the above discussion, the Commissioner of Inquiries (Respondent No.2) is directed to conclude the enquiry, within a period of six months from today, failing which the charge memo issued to the petitioner vide Tribunal Enquiry Case No.358 of 2013, which was transferred to the COI, pursuant to G.O.Ms.No.98, dated 18.8.2022 shall stand quashed."

6. In the reference 7th read above, Sri J.Satyanarayana, IPS (Retd.), Member, COI has been appointed as Inquiring Authority and Sri K.Pridhvi Raju, Panel Advocate as Presenting Officer in the case of Sri G.RameshBabu, Retired P&E Inspector and other (18) P&E officials for conducting inquiry. The IA has been requested to submit the inquiry report to the Government within 4 months. However, the inquiry report has not submitted by the Inquiring Authority within prescribed time period i.e. within 6 months.

7. In the meanwhile Sri G. Ramesh Babu, Retired P&E Inspector, has filed Contempt Case No. 50 of 2024 while praying that the respondents are wilful violating the orders of the Hon'ble High Court in W.P. No. 16882 of 2021, dated 23.02.2023.

8. Government after a careful examination of the entire matter, has observed that, as per the Hon'ble High Court's orders, the inquiry is to be completed within six months failing which the Charge Memo No. 358 of 2013 shall stand quashed. Since

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the inquiry is not completed within time-frame, the charge memo has been automatically quashed according to the High Court's order. Accordingly, in accordance with the orders of the Hon'ble High Court Government hereby order to drop further action against Sri G. Ramesh Babu, Retired P&E Inspector in departmental case pending before Commissioner of Inquiries.

9. The Commissioner of Prohibition and Excise shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUKESH KUMAR MEENA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri G. Ramesh Babu, Retired P&E Inspector through Commissioner, Prohibition and Excise, Andhra Pradesh, Vijayawada.
The General Administration (COI-R) Department, Building No.5, A.P. Secretariat, Velagapudi.
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.
Copy to:
The Director General, Anti-Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Andhra Pradesh Secretariat, Velagapudi.
The Government Pleader for Services, Andhra Pradesh High Court, Amaravathi.
Sc/Sf.

//FORWARDED::BY ORDER//

SECTION OFFICER